

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

MINES & MINERALS – Mining Lease for Barytes over an extent of 4.985 ha in Sy. No.67(P) of Mottupally (V), Komarolu (M), Prakasam District held by Sri N. Siva Rama Krishnam Raju – Declared as lapsed under rule 28 (1) of M.C Rules, 1960 - Orders – Issued.

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INDUSTRIES & COMMERCE (M.II) DEPARTMENT

G.O.MS.No. 130.

Dated: 17.11.2014  
Read the following:

1. G.O.Ms.No.134, Ind. & Com. (M-II) Dept., dt.09.06.2009.
2. From the Director of Mines & Geology's file bearing No.15235/R3-1/2013, Dt.01.06.2013.
3. Govt. Memo No.9782/M.I(1)/2013, Ind. & Com. Dept.,Dt:22.06.2013.

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ORDER :

In the reference first read above, Government have granted a Mining Lease for Barytes over an extent of 4.985 ha in Sy. No.67(P) of Mottupally (V), Komarolu (M), Prakasam District in favour of Sri N. Siva Rama Krishnam Raju, for a period of 20 years and the Assistant Director of Mines & Geology, Prakasam has executed the lease on 02.12.2009.

2. In the reference second read above, the Director of Mines & Geology, Government of Andhra Pradesh, Hyderabad has submitted proposal for lapsing of the lease held by Sri N. Siva Rama Krishnam Raju under rule 28(1) of Mineral Concession Rules, 1960 on the following grounds, for consideration of the Government:

- i. The lessee has not maintained accounts at mine site and not shown any records, which is violation of rule 27(1) of MC Rules, 1960;
- ii. Not maintaining boundary pillars around the leased area as per plan annexed to the lease deed, which is a violation of Rule 27(1) (g) of M.C. Rules, 1960 read with covenant 2 of Part-(vii);
- iii. Not maintained any office bearer near to mine and no responsible person is available at mine required under lease conditions part-VII (10) & (11) of form-K under rule 31 of MC Rules,1960.
- iv. Not maintained Form-B register i.e, particular of the employees working in the mine are to be entered with photos, which is a violation of Rule 77 of Mines Rules,1955.
- v. As seen from the field, the lessee is not following the Mines Act,1952 and MMDR Act,1988 which is a violation of rule 27(1) ® & (u) of MC Rules, 1960;
- vi. Noticed existence of moderate to shallow in discarnate Quartz pits which are nor securing, which is a violation of rule 27(2) (i) of MC Rules, 1960;
- vii. As seen from the field, the lessee is not taking up mining operations in a proper, skilful and workman like manner, which is violation of rule 27(1) (f) of MC Rules, 1960;
- viii. The lessee holder is not conducting any mining operations as well as not obtaining the dispatch permits from 02.12.2009 onwards and simply kept idle.
- ix. The lessee has not obtained any permission from the Govt., to discontinue the mining operations from 02.012.2009 onwards.
- x. Not submitted accounts, Monthly and Annual returns in F-9 and H-9 which is a violation of Rule 45(1) (a) (ix) of MCRD 1988.

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- xi. As per MRA finalized upto 31.03.2012, the lessee is in arrears of Rs.4,895 towards dead rent, Rs.5,866/- towards arrear dead rent and Rs.1,406/- towards Interest which is a violation of 27 (1) © (d) of MC Rules, 1960.
- xii. Not furnished the Financial Assurance by paying Rs.1,00,000/- as required under Rule 23F of MCD&R 1988 to be implemented under Rule 27(1) (u) of MC Rules, 1960.
- xiii. Not submitted the Approved Mining plan which required under Rule 9 (1) of MCD&R 1988 to be implemented under Rule 27(1)(u) of MC Rules, 1960.
- xiv. Mining operations are not in accordance with Rule 15(1) of MCD&R 1988 to be implemented under Rule 27(1) (u) of MC Rules, 1960.
- xv. The lessee is not having any valid Mining Scheme and progressive mining closure plan, which is required under rule 12 and 23 b(1) of MCRD rules, 1988.

3. Government after considering the report of the Director of Mines & Geology, Hyderabad, it was proposed to lapse the above mining lease held by Sri N. Siva Rama Krishnam Raju and accordingly, a show cause notice was issued in the reference 3<sup>rd</sup> read above under rule 28 (1) of Mineral Concession Rules, 1960 as to why the Mining Lease held by him shall not be declared as lapsed, and submit his explanation/ representation within 15 days failing which it will be construed that he have no explanation/ representation on the action proposed and further action will be taken on the material available with the Government.

4. It should be noted in this regard that mineral wealth is the wealth of the nation and should be put to use for public good. Government gave mining lease so that the lessee could do mining scientifically within the prescribed time limits and use the mined mineral. Such a mine would generate revenue for the State by way of taxes, employment for the local people and give boost to the overall economy of the region besides industrializing the area. None of these objectives could be achieved due to the abject failure of the lessee.

5. Government after careful consideration of the matter have decided to declare the Mining Lease held by Sri N. Siva Rama Krishnam Raju for Barytes over an extent of 4.985 ha in Sy. No.67(P) of Mottupally (V), Komarolu (M), Prakasam District, as lapsed under Rule 28(1) of M.C Rules, 1960, as the lessee has failed to fulfill the lease conditions.

6. The Director of Mines & Geology, Govt., of A.P., Hyderabad shall take necessary action accordingly.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

J.S.V. PRASAD  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
Sri N. Siva Rama Krishnam Raju, Plot No.74, H.No.22-179/31,  
Jayanagar Colony, Kukatpally, Hyderabad-72 (BY RPAD)  
The Director of Mines & Geology, Govt. A.P., Hyderabad (along with connected file)  
Copy to:  
The Zonal Joint Director of Mines & Geology, Ongole.  
The Deputy Director of Mines & Geology, Guntur  
The Assistant Director of Mines & Geology, Markapur, Prakasam District .  
The District Collector, Prakasam.  
The Secretary to Govt. of India, Ministry of Mines, Sastry Bhavan, New Delhi-110001.  
The Controller General, Indian Bureau of Mines, Indira Bavan, Civil Lines, Nagpur.440001.  
The Director General, Mines Safety, Dhanbad, Jarkand.  
The Regional Controller of Mines, Koti, Hyderabad.  
SF/SCs.(C.No.9782/M.II(2)/2013)

//FORWARDED :: BY ORDER//

SECTION OFFICER